

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: John Kevin COMINS et al. Attorney Docket: P66879US3  
 Serial No.: 10/783,020 Group Art Unit: 1651  
 Filing Date: February 23, 2004 Examiner: Vera AFREMOVA  
 For: BIOFIDOBACTERIUM IN THE TREATMENT OF INFLAMMATORY DISEASE



TRANSMITTAL

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

Transmitted herewith is a response to the restriction requirement in the above captioned application.

XX Small Entity status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a verified statement previously submitted.

The fee has been calculated as shown below:

| Claims                    | Highest    | Present | Small Entity     | Other Than A |
|---------------------------|------------|---------|------------------|--------------|
| Remaining                 | Number     | Extra   |                  | Small Entity |
| After                     | Previously |         | Rate Addit. (or) | Rate Addit.  |
| Amendment                 | Paid For   |         | Fee              | Fee          |
| Total 79                  | - 79       | = 0     | x25 = \$         | x 50 = \$    |
| Indep. 3                  | - 3        | = 0     | x100 = \$        | x 200 = \$   |
| Five months extension fee |            |         | \$1080.00        | \$           |
| Total Additional Fee      |            |         | \$1080.00        | \$           |

XX Credit Card Payment Form in the amount of \$1080.00 is attached for five month extension fee.

XX If a Petition for Extension of Time is necessary and the Petition and/or the check is not enclosed, this will act as the Petition and applicant herewith petitions the Commissioner to extend the time for response and charge any fees necessary under 37 CFR 1.17 (a)(1)-(5) to Deposit Account No. 06-1358. The Commissioner is also authorized to charge payment of any other additional fees associated with this communication or credit any overpayment to Deposit Account No. 06-1358. A duplicate copy of this sheet is attached.

JACOBSON HOLMAN, PLLC

Dated: October 25, 2005  
 400 Seventh Street, N. W.  
 Washington, D.C. 20004-2201  
 P66879US3  
 JCH/JC

By:

John C. Holman  
 Reg. No. 22,769